UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

THE FACEBOOK, INC. and MARK ZUCKERBERG, Plaintiffs, v. CONNECTU, INC. (formerly known as CONNECTU, LLC), PACIFIC NORTHWEST SOFTWARE, INC., WINSTON WILLIAMS, and WAYNE CHANG, Defendants.	Case No. 5:07-CV-01389-JW **DECLARATION OF SEAN F. O'SHEA IN SUPPORT OF MOTION TO SHORTEN TIME** Courtroom: 8 Judge: Honorable James Ware Date: August 1, 2008 Time: 9:00 a.m. [Filed concurrently with Application to Shorten Time on Motion to Intervene]

I, Sean F. O'Shea, declare as follows:

1. I am a member of the law firm of O'Shea Partners LLP, 90 Park Avenue, New York, New York 10016, counsel for Cameron Winklevoss, Tyler Winklevoss and Divya Narendra (the "Intervenors") and counsel for Defendant ConnectU, Inc. in the above matter.

2. I make this Declaration in support of the Intervenors' Motion to Shorten Time Pursuant to Local Rule 6-3.

3. ConnectU, Inc. intends to appeal the Court's July 2, 2008 Judgment Enforcing Settlement Agreement. The time for filing the Notice of Appeal of that Judgment expires on August 1, 2008.

4. The Intervenors, who are shareholders of ConnectU, Inc., wish to join in the appeal of that Judgment. In order to do so, they must intervene in this action.

5. If the Motion to Intervene is not heard on shortened time, it will not be heard until after the deadline has passed. Emergency treatment of the Motion to Intervene is therefore required.

Dockets.Justia.com

6. On behalf of the Intervenors, I respectfully request that the hearing on their Emergency Motion to Intervene be heard no later than August 1, 2008, and that any opposition in response thereto be filed by July 31, 2008.

7. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and was executed this 29th day of July, 2008, at New York, New York.

Sean F. O'Shea